

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KYLE E. STOLARICK, for himself and all others similarly situated	:	CIVIL ACTION
<i>Plaintiff</i>	:	NO. 17-0593
	:	
v.	:	
	:	
KEYCORP, trading as KEYBANK, N.A., <i>et al.</i>	:	
<i>Defendants</i>	:	

O R D E R

AND NOW, this 17th day of October 2017, upon consideration of the *partial motion to dismiss* filed by Defendant Keycorp, trading as KeyBank, N.A. (“Defendant KeyBank”), [ECF 13], Plaintiff’s opposition thereto, [ECF 17], Defendant KeyBank’s *notice of supplemental authority*, [ECF 24], Plaintiff’s response thereto, [ECF 25], and the allegations contained in Plaintiff’s complaint, [ECF 1], it is hereby **ORDERED** that, for the reasons set forth in the accompanying Memorandum Opinion, the motion to dismiss is **GRANTED**. Accordingly, Counts I and II, as asserted against Defendant KeyBank *only*, are dismissed in their entirety, and Count IV, to the extent premised on a violation of 12 U.S.C. §2605(e), is dismissed.

BY THE COURT:

/s/ *Nitza I. Quiñones Alejandro*
NITZA I. QUIÑONES ALEJANDRO
Judge, United States District Court